

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

525U0175

HOUSE BILL NO. 1149

Introduced by: Representatives Hawley, Bartling, Erickson, Feickert, Hawks, Hoffman, Magstadt, Nelson, Peterson, Rozum, Tulson, and Tyler and Senators Vehle, Heineman (Phyllis), Krebs, Soholt, Tidemann, and White

1 FOR AN ACT ENTITLED, An Act to revise and clarify requirements relating to limits of small
2 game and fish taken by small game hunting parties and fishing parties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 41-8 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any of two or more persons who mutually agree to hunt small game as a party and who
7 maintain visual and unaided vocal contact may take more than one daily limit of small game.
8 However, the total number of small game taken by the party may not exceed the aggregate daily
9 limit for all members of the party who are licensed to take and possess small game. In
10 accordance with SDCL 41-6-71, this section does not apply to any big game license or any tag
11 issued as a part of a hunting license nor does this section apply to hunting of migratory birds.
12 The provisions of this section do not apply to any person who hunts small game in more than
13 one party in one day.

14 Section 2. That chapter 41-12 be amended by adding thereto a NEW SECTION to read as



1 follows:

2 Any of two or more persons who mutually agree to fish by angling as a party may take more
3 than one daily limit of fish, however, the total number of fish taken by the party may not exceed
4 the aggregate daily limit for all members of the party who are licensed to take and possess fish
5 by angling. The provisions of this section do not apply to any person who fishes in more than
6 one party in one day. For the purpose of this section, the term, party, means:

7 (1) For persons who are not on the water or those who are on frozen water surfaces, the
8 persons are maintaining visual and unaided vocal contact; and

9 (2) For persons who are on open water surfaces, the persons are angling from a single
10 watercraft.